



004.00078 (95-006)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentees:	Bailey et al.)	
)	
Patent No.:	6,254,904)	
)	Examiner: H. Pratt
Serial No.:	09/418,649)	
)	Art Unit: 1761
Issued:	July 3, 2001)	
)	
For:	FOOD AND VITAMIN PREPARATIONS)	
	CONTAINING THE NATURAL ISOMER)	
	OF REDUCED FOLATES)	

REQUEST FOR CERTIFICATE OF CORRECTION
PURSUANT TO 37 C.F.R. § 1.322

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to 35 U.S.C. § 254 and 37 C.F.R. § 1.322, patentees hereby request a Certificate of Correction for the above-identified patent.

More particularly, the issued patent lists one inventor (i.e., Steven W. Bailey). Patentees submit that this is incorrect: the patent should have listed Steven W. Bailey and June E. Ayling as joint inventors, as recited in the November 3, 1999, Filing Receipt (copy enclosed) and as recited in the Declaration and Power of Attorney from the prior application, (copy (as filed with the present application on October 15, 1999) enclosed).

Patentees further submit that this error resulted from a mistake made by the U.S. Patent and Trademark Office, because (i) the Declaration and Power of Attorney (copy enclosed) clearly names Steven W. Bailey and June E. Ayling as

joint inventors and (ii) the November 3, 1999, Filing Receipt clearly indicates that the PTO's records identified Steven W. Bailey and June E. Ayling as joint inventors.

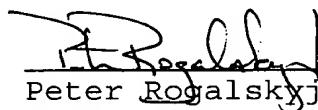
Since the error for which a Certificate of Correction is sought was a result of a PTO mistake, no fee is due (35 U.S.C. § 254). Should it be deemed that a fee is required, the Commissioner is hereby authorized to charge any such fee to Deposit Account No. 50-0772. A duplicate copy of this paper is enclosed.

Attached is a proposed Certificate of Correction for effecting the desired change.

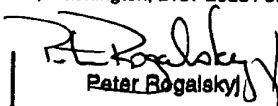
Respectfully submitted,

Dated:

July 18, 2001


Peter Rogalsky
Registration No. 38,601
Attorney for Patentees

Braman & Rogalskyj, LLP
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Canandaigua, New York 14424-0352
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Facsimile: (716) 393-3001

Certificate of Mailing - 37 CFR 1.8 (a)	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner of Patents and Trademarks, Washington, D.C. 20231 on the date below.	
7-18-01 Date	 Peter Rogalskyj

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO : 6,254,904 *B1*

DATED : July 3, 2001

INVENTOR(S) : Bailey et al.

It is certified that error appears in the above-identified patent and that said Letters Patent
is hereby corrected as shown below:

note Title
On the ~~front~~ page of the patent, in the upper left corner thereof, immediately below the phrase "United States Patent", change
"Bailey" to --Bailey et al.--; and

note Title
On the ~~front~~ page of the patent, under the heading [75] Inventor, add --June E. Ayling, Mobile, AL (US)--.

MAILING ADDRESS OF SENDER: Peter Rogalskyj, Esq.

Reg. No. 38,601

Braman & Rogalskyj, LLP

P.O. Box 352

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PATENT NO. 6,254,904

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO : 6,254,904

DATED : July 3, 2001

INVENTOR(S) : Bailey et al.

It is certified that error appears in the above-identified patent and that said Letters Patent
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note Title
On the ~~front~~ page of the patent, in the upper left corner thereof, immediately below the phrase "United States Patent", change
"Bailey" to --Bailey et al.--; and

note Title
On the ~~front~~ page of the patent, under the heading [75] Inventor, add --June E. Ayling, Mobile, AL (US)--.

MAILING ADDRESS OF SENDER: Peter Rogalskyj, Esq.
Reg. No. 38,601
Braman & Rogalskyj, LLP
P.O. Box 352
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PATENT NO. 6,254,904

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Please type a plus sign (+) inside this box — ☐

PTO/SB/04 (12/97)
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COPY

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)	Attorney Docket Number	87647.98R199
	First Named Inventor	Bailey
	COMPLETE IF KNOWN	
	Application Number	/
	Filing Date	
	Group Art Unit	
	Examiner Name	

☒ Declaration Submitted with Initial Filing OR ☐ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)))

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FOOD AND VITAMIN PREPARATIONS CONTAINING THE NATURAL ISOMER OF REDUCED FOLATES

the specification of which (Title of the Invention)

☐ is attached hereto
OR
☒ was filed on (MM/DD/YYYY) **01/31/1997** as United States Application Number or PCT International

Application Number **PCT/US97/01870** and was amended on (MM/DD/YYYY) **03/27/1998** (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application	Foreign Filing Date	Priority	Certified Copy Attached?	
			YES	NO
none		<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)
60/010,898	01/31/1996

☐ Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

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PTO/SB/01-10297A

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DECLARATION ---- Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
PCT/US97/01870	01/31/1997	

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transmit all business in the Patent and Trademark Office connected therewith:

☐ Customer Number

OR

☒ Registered practitioner(s) name/registration number listed below

Place Customer
Number Bar Code
Label here

Name	Registration Number	Name	Registration Number
Susan J. Braman	34,103		

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner information sheet PTO/SB/02C attached hereto.

Direct all correspondence ☐ Customer Number or Bar OR ☒ Correspondence address below

Name	Susan J. Braman				
Address	Jaeckle Fleischmann & Muegel, LLP				
Address	39 State Street				
City	Rochester	State	NY	ZIP	14614-1310
Country	US	Telephone	716-262-3640	Fax	716-262-4133

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: ☐ A petition has been filed for this unsigned inventor

Given Name (first and middle (if any))	Family Name or Surname
Steven W.	Bailey

Inventor's	<i>Steven W. Bailey</i>			Date	28 July 98
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Residence: City	Mobile	State	AL	Country	US	Citizenship	US
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Post Office Address	Pharmacology Department, 3130 MSB; College of Medicine
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Post Office Address	University of South Alabama
---------------------	-----------------------------

City	Mobile	State	AL	ZIP	36688	Country	US
------	--------	-------	----	-----	-------	---------	----

☒ Additional Inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached

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PTO/SB/02A (12/97)

Approved for use through 9/30/98. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>1</u>
--------------------	--

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
June E.				Ayling			
Inventor's	<i>June E. Ayling</i>					Date	<i>July 27 1998</i>
Residence: City	Mobile	State	AL	Country	US	Citizenship	US
Post Office Address		Pharmacology Department, 3130 MSB; College of Medicine					
Post Office Address		University of South Alabama					
City	Mobile	State	AL	ZIP	36688	Country	US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Inventor's						Date	
Residence: City	State	Country	Citizenship				
Post Office Address							
Post Office Address							
City	State	ZIP	Country				
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])				Family Name or Surname			
Inventor's Signature						Date	
Residence: City	State	Country	Citizenship				
Post Office Address							
Post Office Address							
City	State	ZIP	Country				

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FILING RECEIPT

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

COPY

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/418,649	10/15/99	1761	\$380.00	004.00078	0	14	2

SUSAN J BRAMAN
JAECKLE FLEISCHMANN & MUGEI LLP
39 STATE STREET
ROCHESTER NY 14614-1310

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts of Application" ("Missing Parts Notice") in this application, please submit any corrections to this Filing Receipt with your reply to the "Missing Parts Notice." When the PTO processes the reply to the "Missing Parts Notice," the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) STEVEN W. BAILEY, MOBILE, AL; JUNE E. AYLING, MOBILE, AL.

CONTINUING DATA AS CLAIMED BY APPLICANT-

PROVISIONAL APPLICATION NO. 60/010,898 01/31/96

AND A CON OF 09/117,586 07/31/98

WHICH IS A 371 OF PCT/US97/01870 01/31/97

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 11/03/99 ** SMALL ENTITY **
TITLEFOOD AND VITAMIN PREPARATION CONTAINING THE NATURAL ISOMER OF REDUCED
FOLATES

PRELIMINARY CLASS: 426

DATA ENTRY BY: MARTIN, DIANE

TEAM: 04 DATE: 11/03/99

(See reverse for new important information)